

1 CITY COUNCIL OF THE CITY OF ANNAPOLIS

2  
3 ORDINANCE NO. O-9-03 Amended

4  
5 Introduced by Alderman Tolliver

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7  
8 AN ORDINANCE concerning

9  
10 Conveyance of Property - Claude Street Adjacent to 120 Giddings Avenue

11  
12 FOR the purpose of conveying, by deed, whatever rights, title and interest the City has  
13 in a certain parcel of ground located on Claude Street in the City of Annapolis, to  
14 an adjacent property owner whose property is 120 ~~Claude Street~~ Giddings Avenue  
15 which is contiguous to said parcel of ground; providing for the property to be sold  
16 at private sale; providing for the entire parcel to be reserved as an easement to the  
17 City; and matters generally relating to said conveyance.

18  
19 \* \* \* \* \*

20  
21 WHEREAS, the City of Annapolis owns a certain parcel of ground located on Claude  
22 Street abutting 120 ~~Claude Street~~ Giddings Avenue in the City of Annapolis  
23 (hereinafter "the Parcel"); and

24  
25 WHEREAS, Joan Leanos (hereinafter "Purchaser") has requested that the City convey  
26 to her the Parcel which is contiguous to her property at 120 Giddings  
27 Avenue; and

28  
29 WHEREAS, the property is not needed for any public purpose; and

30  
31 WHEREAS, this conveyance is expressly authorized to be made by private sale and not  
32 by public auction; and

33  
34 WHEREAS, by authorizing this sale, the City of Annapolis does not represent that it has  
35 an interest in this Parcel but merely conveys whatever rights, title and  
36 interest it has thereto; and

37  
38 WHEREAS, City Charter, Article III, Section 7 requires the passage of an ordinance  
39 before disposing of any property no longer needed for public use.

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41 NOW THEREFORE:

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43 SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY  
44 COUNCIL that it hereby approves the conveyance by deed, of whatever rights, title and  
45 interest it may have in the Parcel, and reserving the entire parcel for an easement to the

1 City of Annapolis, all as shown on the plat map attached hereto as Exhibit A, subject to the  
2 following conditions:

- 3
- 4 1. That Purchaser shall cause a deed and survey to be prepared at its sole expense,  
5 and submit same to the City Attorney for review and approval; and  
6
- 7 2. That said Purchaser shall bear all of the costs in connection with the transfer of said  
8 Parcel, including but not limited to attorney's fees, document preparation, survey  
9 expenses, and recordation costs; and  
10
- 11 3. That the property shall be sold at private sale for the consideration of three  
12 thousand dollars (\$3000.00); and  
13
- 14 4. That the Parcel shall not be used to create a new building lot and the deed shall  
15 contain such a restriction.  
16

17 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**  
18 **ANNAPOLIS CITY COUNCIL** that it hereby finds that property to be conveyed is no longer  
19 needed for any public purpose.  
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21 **SECTION III: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**  
22 **ANNAPOLIS CITY COUNCIL** that the conveyance is to be made at private sale according  
23 to the terms and conditions set forth herein.  
24

25 **SECTION IV: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**  
26 **ANNAPOLIS CITY COUNCIL** that this Ordinance shall take effect from the date of its  
27 passage.  
28

29 **ADOPTED** this 12<sup>th</sup> day of May, 2003.  
30

31 **ATTEST:**  
32

**THE ANNAPOLIS CITY COUNCIL**

33  
34  
35 \_\_\_\_\_  
36 Deborah Heinbuch, CMC/AAE  
City Clerk

**BY:** \_\_\_\_\_  
**ELLEN O. MOYER, MAYOR**